

X - Judicial Branch

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X - Judicial Branch

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CONFERENCE BUDGET REPORT - 2006 REGULAR SESSION OF THE GENERAL ASSEMBLY

X - Judicial Branch

Operating Budget

Summary Totals

	Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
I. APPROPRIATIONS SUMMARY BY FUND SOURCE									
General Fund	232,703,000	232,703,000	232,703,000	244,588,600	244,588,600	244,588,600	280,211,400	279,376,500	279,376,500
Restricted Funds	18,463,000	18,463,000	18,463,000	21,780,600	21,780,600	21,780,600	22,085,100	22,085,100	22,085,100
Federal Funds	3,036,700	3,036,700	3,036,700	1,769,900	1,769,900	1,769,900	1,431,500	1,431,500	1,431,500
Regular Total Funds	254,202,700	254,202,700	254,202,700	268,139,100	268,139,100	268,139,100	303,728,000	302,893,100	302,893,100
Use of Continuing	2,127,900	2,127,900	2,127,900	2,060,000	2,060,000	2,060,000	3,907,700	3,907,700	3,907,700
TOTAL FUNDS	256,330,600	256,330,600	256,330,600	270,199,100	270,199,100	270,199,100	307,635,700	306,800,800	306,800,800

II. EXPENDITURE CATEGORY

Personnel Costs	170,446,000	170,446,000	170,446,000	173,204,200	173,204,200	173,204,200	188,961,500	188,961,500	188,961,500
Operating Expenses	84,522,800	84,522,800	84,522,800	95,270,600	95,270,600	95,270,600	114,195,300	113,360,400	113,360,400
Capital Outlay	1,361,800	1,361,800	1,361,800	1,724,300	1,724,300	1,724,300	4,478,900	4,478,900	4,478,900
TOTAL EXPENDITURES	256,330,600	256,330,600	256,330,600	270,199,100	270,199,100	270,199,100	307,635,700	306,800,800	306,800,800

III. BASE LEVEL BUDGET BY FUND SOURCE

General Fund	232,703,000	232,703,000	232,703,000	229,636,000	229,636,000	229,636,000	251,150,200	251,150,200	251,150,200
Restricted Funds	18,463,000	18,463,000	18,463,000	17,159,600	17,159,600	17,159,600	16,401,200	16,401,200	16,401,200
Federal Funds	3,036,700	3,036,700	3,036,700	1,634,400	1,634,400	1,634,400	1,269,200	1,269,200	1,269,200
Regular Total Funds	254,202,700	254,202,700	254,202,700	248,430,000	248,430,000	248,430,000	268,820,600	268,820,600	268,820,600
Use of Continuing	2,127,900	2,127,900	2,127,900	2,060,000	2,060,000	2,060,000	3,907,700	3,907,700	3,907,700
TOTAL BASE LEVEL	256,330,600	256,330,600	256,330,600	250,490,000	250,490,000	250,490,000	272,728,300	272,728,300	272,728,300

IV. ADDITIONAL BUDGET RECAP BY FUND SOURCE

General Fund	14,952,600	14,952,600	14,952,600	29,061,200	28,226,300	28,226,300
Restricted Funds	4,621,000	4,621,000	4,621,000	5,683,900	5,683,900	5,683,900
Federal Funds	135,500	135,500	135,500	162,300	162,300	162,300
TOTAL ADDITIONAL	19,709,100	19,709,100	19,709,100	34,907,400	34,072,500	34,072,500

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CONFERENCE BUDGET REPORT - 2006 REGULAR SESSION OF THE GENERAL ASSEMBLY

X - Judicial Branch

Operating Budget

Court of Justice Summary

	Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
I. APPROPRIATIONS SUMMARY BY FUND SOURCE									
General Fund	230,399,700	230,399,700	230,399,700	241,341,100	241,341,100	241,341,100	276,956,200	276,121,300	276,121,300
Restricted Funds	18,463,000	18,463,000	18,463,000	21,780,600	21,780,600	21,780,600	22,085,100	22,085,100	22,085,100
Federal Funds	3,036,700	3,036,700	3,036,700	1,769,900	1,769,900	1,769,900	1,431,500	1,431,500	1,431,500
Regular Total Funds	251,899,400	251,899,400	251,899,400	264,891,600	264,891,600	264,891,600	300,472,800	299,637,900	299,637,900
Use of Continuing	2,127,900	2,127,900	2,127,900	2,060,000	2,060,000	2,060,000	3,907,700	3,907,700	3,907,700
TOTAL FUNDS	254,027,300	254,027,300	254,027,300	266,951,600	266,951,600	266,951,600	304,380,500	303,545,600	303,545,600

II. EXPENDITURE CATEGORY

Personnel Costs	170,055,200	170,055,200	170,055,200	172,791,900	172,791,900	172,791,900	188,541,500	188,541,500	188,541,500
Operating Expenses	82,610,300	82,610,300	82,610,300	92,435,400	92,435,400	92,435,400	111,360,100	110,525,200	110,525,200
Capital Outlay	1,361,800	1,361,800	1,361,800	1,724,300	1,724,300	1,724,300	4,478,900	4,478,900	4,478,900
TOTAL EXPENDITURES	254,027,300	254,027,300	254,027,300	266,951,600	266,951,600	266,951,600	304,380,500	303,545,600	303,545,600

III. BASE LEVEL BUDGET BY FUND SOURCE

General Fund	230,399,700	230,399,700	230,399,700	227,332,700	227,332,700	227,332,700	248,846,900	248,846,900	248,846,900
Restricted Funds	18,463,000	18,463,000	18,463,000	17,159,600	17,159,600	17,159,600	16,401,200	16,401,200	16,401,200
Federal Funds	3,036,700	3,036,700	3,036,700	1,634,400	1,634,400	1,634,400	1,269,200	1,269,200	1,269,200
Regular Total Funds	251,899,400	251,899,400	251,899,400	246,126,700	246,126,700	246,126,700	266,517,300	266,517,300	266,517,300
Use of Continuing	2,127,900	2,127,900	2,127,900	2,060,000	2,060,000	2,060,000	3,907,700	3,907,700	3,907,700
TOTAL BASE LEVEL	254,027,300	254,027,300	254,027,300	248,186,700	248,186,700	248,186,700	270,425,000	270,425,000	270,425,000

IV. ADDITIONAL BUDGET RECAP BY FUND SOURCE

General Fund	14,008,400	14,008,400	14,008,400	28,109,300	27,274,400	27,274,400
Restricted Funds	4,621,000	4,621,000	4,621,000	5,683,900	5,683,900	5,683,900
Federal Funds	135,500	135,500	135,500	162,300	162,300	162,300
TOTAL ADDITIONAL	18,764,900	18,764,900	18,764,900	33,955,500	33,120,600	33,120,600

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CONFERENCE BUDGET REPORT - 2006 REGULAR SESSION OF THE GENERAL ASSEMBLY

X - Judicial Branch

Operating Budget

Court Operations & Administration

	Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
I. APPROPRIATIONS SUMMARY BY FUND SOURCE									
General Fund	170,316,000	170,316,000	170,316,000	180,542,400	180,542,400	180,542,400	193,575,400	193,575,400	193,575,400
Restricted Funds	18,463,000	18,463,000	18,463,000	21,780,600	21,780,600	21,780,600	22,085,100	22,085,100	22,085,100
Federal Funds	3,036,700	3,036,700	3,036,700	1,769,900	1,769,900	1,769,900	1,431,500	1,431,500	1,431,500
Regular Total Funds	191,815,700	191,815,700	191,815,700	204,092,900	204,092,900	204,092,900	217,092,000	217,092,000	217,092,000
Use of Continuing									
TOTAL FUNDS	191,815,700	191,815,700	191,815,700	204,092,900	204,092,900	204,092,900	217,092,000	217,092,000	217,092,000
II. EXPENDITURE CATEGORY									
Personnel Costs	168,388,000	168,388,000	168,388,000	171,419,300	171,419,300	171,419,300	187,131,500	187,131,500	187,131,500
Operating Expenses	22,857,800	22,857,800	22,857,800	31,258,700	31,258,700	31,258,700	29,400,600	29,400,600	29,400,600
Capital Outlay	569,900	569,900	569,900	1,414,900	1,414,900	1,414,900	559,900	559,900	559,900
TOTAL EXPENDITURES	191,815,700	191,815,700	191,815,700	204,092,900	204,092,900	204,092,900	217,092,000	217,092,000	217,092,000
III. BASE LEVEL BUDGET BY FUND SOURCE									
General Fund	170,316,000	170,316,000	170,316,000	167,334,000	167,334,000	167,334,000	167,334,000	167,334,000	167,334,000
Restricted Funds	18,463,000	18,463,000	18,463,000	17,159,600	17,159,600	17,159,600	16,401,200	16,401,200	16,401,200
Federal Funds	3,036,700	3,036,700	3,036,700	1,634,400	1,634,400	1,634,400	1,269,200	1,269,200	1,269,200
Regular Total Funds	191,815,700	191,815,700	191,815,700	186,128,000	186,128,000	186,128,000	185,004,400	185,004,400	185,004,400
Use of Continuing									
TOTAL BASE LEVEL	191,815,700	191,815,700	191,815,700	186,128,000	186,128,000	186,128,000	185,004,400	185,004,400	185,004,400
IV. ADDITIONAL BUDGET RECAP BY FUND SOURCE									
General Fund				13,208,400	13,208,400	13,208,400	26,241,400	26,241,400	26,241,400
Restricted Funds				4,621,000	4,621,000	4,621,000	5,683,900	5,683,900	5,683,900
Federal Funds				135,500	135,500	135,500	162,300	162,300	162,300
TOTAL ADDITIONAL				17,964,900	17,964,900	17,964,900	32,087,600	32,087,600	32,087,600
V. ADDITIONAL BUDGET ITEMS									
1 DC	Defined Calculation								
ABR025ADC0001	Provide appropriate funds for salary increases, retirement contribution, and health insurance.								
General Fund				4,838,900	4,838,900	4,838,900	9,210,400	9,210,400	9,210,400
Restricted Funds				1,545,500	1,545,500	1,545,500	2,553,400	2,553,400	2,553,400
Federal Funds				107,900	107,900	107,900	132,500	132,500	132,500
Project Total				6,492,300	6,492,300	6,492,300	11,896,300	11,896,300	11,896,300

CONFERENCE BUDGET REPORT - 2006 REGULAR SESSION OF THE GENERAL ASSEMBLY

X - Judicial Branch

Operating Budget

Court Operations & Administration

		Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
		House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
2	CONT	Court Operations and Administration - Vacant Positions								
ABR025A0001		Provide restricted funds to fill positions that were vacant August 1, 2005.								
Restricted Funds					775,500	775,500	775,500	830,500	830,500	830,500
Federal Funds					27,600	27,600	27,600	29,800	29,800	29,800
Project Total					803,100	803,100	803,100	860,300	860,300	860,300
3	NEW	Court Operations and Administration - Circuit Court								
ABR025A0006		Provide funds for eight new circuit judges authorized by the 2005 General Assembly.								
General Fund					3,066,200	3,066,200	3,066,200	4,321,400	4,321,400	4,321,400
Project Total					3,066,200	3,066,200	3,066,200	4,321,400	4,321,400	4,321,400
4	RFF	Court Operations and Administration - AOC								
ABR025A0002		Provide funding for five adult and five juvenile drug courts that will lose federal funds.								
General Fund					1,300,000	1,300,000	1,300,000	1,725,000	1,725,000	1,725,000
Project Total					1,300,000	1,300,000	1,300,000	1,725,000	1,725,000	1,725,000
5	RRF	Court Operations and Administration - AOC								
ABR025A0003		Provide restricted funds for seven regional and two county adult drug courts and one juvenile drug court.								
Restricted Funds					2,300,000	2,300,000	2,300,000	2,300,000	2,300,000	2,300,000
Project Total					2,300,000	2,300,000	2,300,000	2,300,000	2,300,000	2,300,000
6	EXPAN	Court Operations and Administration - AOC								
ABR025A0004		Provide funds to allow eight drug courts to expand the current level of services provided.								
General Fund								980,000	980,000	980,000
Project Total								980,000	980,000	980,000
7	NEW	Court Operations and Administration - AOC								
ABR025A0005		Provide funds for 20 new drug courts serving 42 counties. This will make the drug court program statewide.								
General Fund								4,770,000	4,770,000	4,770,000
Project Total								4,770,000	4,770,000	4,770,000
8	NEW	Court Operations and Administration - Circuit Clerks								
ABR025A0014		Provide funds to increase entry salary rate from \$16,800 to \$18,100 and provide salary adjustments for all Deputy Clerks making less than \$40,000.								
General Fund					1,213,900	1,213,900	1,213,900	1,274,500	1,274,500	1,274,500
Project Total					1,213,900	1,213,900	1,213,900	1,274,500	1,274,500	1,274,500

CONFERENCE BUDGET REPORT - 2006 REGULAR SESSION OF THE GENERAL ASSEMBLY

X - Judicial Branch

Operating Budget

Court Operations & Administration

		Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
		House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
9	NEW	Court Operations and Administration - Circuit Court								
ABR025A0007		Provide funds for seven new circuit judgeships.								
General Fund					2,010,800	2,010,800	2,010,800	2,975,400	2,975,400	2,975,400
Project Total					2,010,800	2,010,800	2,010,800	2,975,400	2,975,400	2,975,400
10	NEW	Court Operations and Administration - District Court								
ABR025A0013		Provide funds for an additional district judge to serve Clark and Madison Counties (25th District).								
General Fund					209,700	209,700	209,700	296,400	296,400	296,400
Project Total					209,700	209,700	209,700	296,400	296,400	296,400
11	NEW	Court Operations and Administration - AOC								
ABR025A0008		Provide funds to make seven part time security officers full time.								
General Fund					386,600	386,600	386,600	437,700	437,700	437,700
Project Total					386,600	386,600	386,600	437,700	437,700	437,700
12	CONT	Add District Judgeship - Warren County								
ABR025A0015		Provide funds for a new district judge in Warren County (8th District).								
General Fund					182,300	182,300	182,300	250,600	250,600	250,600
Project Total					182,300	182,300	182,300	250,600	250,600	250,600
TOTAL ADDITIONAL					17,964,900	17,964,900	17,964,900	32,087,600	32,087,600	32,087,600

**Fiscal Biennium 2006-2008
Budget Modification Report**

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Court Operations and Administration

BRANCH BUDGET

The Judicial Branch Budget Bill continues services and statutory programs of the Judicial Branch of the government of the Commonwealth of Kentucky, including the Supreme Court, Court of Appeals, Circuit Court, Family Court, District Court, Administrative Office of the Courts, Judicial Retirement, Local Facilities Fund, Local Facilities Use Allowance Contingency Fund, and for services performed by the circuit clerks' offices. The recommendation includes funding to provide a five percent salary increment to all employees, a retirement contribution of 7.3% in fiscal year 2006-2007 and 8.1% in fiscal year 2007-2008, and increases in health insurance rates, as required by the health insurance plan.

The Judicial Branch Budget Bill, Part I, Operating Budget includes language provisions that direct:

"Salary Adjustments: Funds are included to provide a five percent salary adjustment in fiscal years 2006-2007 and 2007-2008 for nonelected court personnel. Included are funds to provide for a five percent salary adjustment in fiscal years 2006-2007 and 2007-2008 for the justices and judges. Also included are funds for the salaries of the circuit clerks in fiscal years 2006-2007 and 2007-2008 as provided for in the Judicial Branch Budget Recommendation."

"Circuit Court Judgeships: Included in the above General Fund appropriation is \$3,066,200 in fiscal year 2006-2007 and \$4,321,400 in fiscal year 2007-2008 to support eight Circuit Court judgeships authorized by the 2005 General Assembly. Included in the above General Fund appropriation is \$2,671,200 in fiscal year 2006-2007 and \$3,986,000 in fiscal year 2007-2008 for an additional Circuit Court judgeship in the Fifty-fourth Judicial Circuit and additional Family Court judgeships in the Fourth Judicial Circuit, the Ninth Judicial Circuit, the Fourteenth Judicial Circuit, the Thirty-ninth Judicial Circuit, the Forty-ninth Judicial Circuit, and the Fifty-seventh Judicial Circuit. The General Fund appropriation also creates new circuits with Family Court divisions in the Fifty-eighth Judicial Circuit and the fifty-ninth Judicial Circuit.

"District Court Judgeship: Included in the above General Fund appropriation is \$209,700 in fiscal year 2006-2007 and \$296,900 in fiscal year 2007-2008 for an additional District Court judgeship in the Twenty-fifth Judicial District."

"Mileage Reimbursement: Included in the above General Fund appropriation is \$668,300 in fiscal year 2006-2007 and \$668,300 in fiscal year 2007-2008 to support increases in the mileage reimbursement rate."

"Drug Court Sites: Included in the above General Fund appropriation is \$1,448,200 in fiscal year 2006-2007 and \$1,918,600 in fiscal year 2007-2008 to replace Federal Funds for existing Drug Court sites whose funding expires during the 2006-2008 fiscal biennium.

**Fiscal Biennium 2006-2008
Budget Modification Report**

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Court Operations and Administration

Included in the above General Fund appropriation is \$2,309,100 in fiscal year 2006-2007 and \$2,368,400 in fiscal year 2007-2008 to replace Restricted Funds for existing Drug Court sites whose funding is expected to expire during the 2006-2008 fiscal biennium. The above General Fund appropriation includes \$1,191,600 in fiscal year 2006-2007 and \$1,173,600 in fiscal year 2007-2008 to expand eight existing Drug Court sites. Also included in the above General Fund appropriation is \$5,484,900 in fiscal year 2006-2007 and \$5,363,200 in fiscal year 2007-2008 for 20 new Drug Court sites."

"Deputy Clerk Salary Improvement: Included in the above General Fund appropriation is \$1,213,900 in fiscal year 2006-2007 and \$1,274,500 in fiscal year 2007-2008 to support a deputy clerk salary enhancement initiative in the circuit clerks' offices. These amounts include an increase in the minimum entry level and a minimum across-the-board increase for those deputy clerks whose salaries are less than \$40,000."

"Maximum Salary of Trial Commissioners: Notwithstanding KRS 24A.100(3), funds are included in the above General Fund appropriation to continue the statutory maximum salary of trial commissioners as provided for in the Judicial Branch Budget Recommendation."

HOUSE REPORT

The House concurs with the Branch with the following changes.

The House reduces General Fund support totaling \$22,042,900 in fiscal year 2006-2007 and totaling \$19,545,700 in fiscal year 2007-2008 for Court Operations and Administration.

The House increases the Restricted Funds support totaling \$2,300,000 in each fiscal year for the operation of drug courts.

The House amends the Judicial Branch Budget Bill, Part I, Operating Budget, to include the following language provisions.

"Salary Adjustments: Funds are included to provide a salary adjustment in fiscal years 2006-2007 and 2007-2008 for nonelected court personnel. Included are funds to provide for a salary adjustment in fiscal years 2006-2007 and 2007-2008 for the justices and judges. Also included are funds for the salaries of the circuit clerks in fiscal years 2006-2007 and 2007-2008.

Notwithstanding KRS 18A.355(1), in fiscal year 2006-2007 and in fiscal year 2007-2008 a salary adjustment amounting to an annualized value on the base salary or wages of each eligible full-time and part-time employee on their anniversary date is provided.

**Fiscal Biennium 2006-2008
Budget Modification Report**

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Court Operations and Administration

The amount of the salary adjustment is determined by each eligible employee's annual base salary or wages on their anniversary date, and the following table reflects the annualized values of the salary adjustment for fiscal year 2006-2007 and fiscal year 2007-2008.

Annual Base Salary or Wages	2006-07	2007-08
\$0 to \$30,000.00	\$1,350	\$1,350
\$30,000.01 to \$50,000.00	\$1,200	\$1,200
\$50,000.01 to \$60,000.00	\$1,000	\$1,000
\$60,000.01 to \$80,000.00	\$600	\$600
\$80,000.01 and above	\$400	\$400

Commencing with an eligible employee's anniversary date, the salary adjustment shall be added to the eligible employee's base salary or wages and shall be disbursed by payroll period in a one-twenty-fourth installment for the duration of the employment. The Chief Justice of the Supreme Court shall determine the pro rata amount of the salary adjustment to be provided to part-time employees. The salary adjustment shall be a part of the salary or wage base of the employee."

"Circuit Court Judgeships: Included in the above General Fund appropriation is \$3,066,200 in fiscal year 2006-2007 and \$4,321,400 in fiscal year 2007-2008 to support eight Circuit Court judgeships authorized by the 2005 General Assembly. Included in the above General Fund appropriation is \$2,010,800 in fiscal year 2006-2007 and \$2,975,400 in fiscal year 2007-2008 for an additional Circuit Court judgeship in the Fifty-fourth Judicial Circuit and additional Family Court judgeships in the Fourth Judicial Circuit, the Ninth Judicial Circuit, the Thirty-ninth Judicial Circuit, the Forty-ninth Judicial Circuit, and the Fifty-seventh Judicial Circuit."

"District Court Judgeships: Included in the above General Fund appropriation is \$209,700 in fiscal year 2006-2007 and \$296,900 in fiscal year 2007-2008 for an additional District Court judgeship in the Twenty-fifth Judicial District. Also included in the above General Fund appropriation is \$182,300 in fiscal year 2006-2007 and \$250,600 in fiscal year 2007-2008 for an additional District Court judgeship in the Eighth Judicial District."

"Election of New Judges: The new judgeships created by this Act shall become effective January 1, 2007, and an election to fill each new judgeship shall be placed on the ballot for the general election held in November, 2006. Notwithstanding KRS 118A.060(2), a candidate for a judgeship created by this Act may file a petition for nomination during the time period beginning on the effective date of this Act and ending at 4 p.m. local time at the place of filing on August 8, 2006. Notwithstanding KRS Chapter 118A, all candidates for a judgeship created by this Act who file a valid petition for nomination shall be placed on the ballot."

**Fiscal Biennium 2006-2008
Budget Modification Report**

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Court Operations and Administration

"Drug Court Sites: Included in the above General Fund appropriation is \$1,300,000 in fiscal year 2006-2007 and \$1,725,000 in fiscal year 2007-2008 to replace Federal Funds for existing Drug Court sites whose funding expires during the 2006-2008 fiscal biennium. The above General Fund appropriation includes \$980,000 in fiscal year 2007-2008 to expand eight existing Drug Court sites. Also included in the above General Fund appropriation is \$4,770,000 in fiscal year 2007-2008 for 20 new Drug Court sites."

The House deletes Part I language provision relating to mileage reimbursement.

The House provides for a retirement contribution factor of 7.75 % in fiscal year 2006-2007 and 8.5% in fiscal year 2007-2008.

SENATE REPORT

The Senate concurs with the House with the following changes.

The Senate moves the language provision, "Election of New Judges", from Part I to Part V, Section 6.

The Senate amends the following language provision as follows:

"Circuit Court Judgeships: Included in the above General Fund appropriation is \$3,066,200 in fiscal year 2006-2007 and \$4,321,400 in fiscal year 2007-2008 to support eight Circuit Court judgeships authorized by the 2005 General Assembly. Included in the above General Fund appropriation is \$2,010,800 in fiscal year 2006-2007 and \$2,975,400 in fiscal year 2007-2008 for an additional Circuit Court judgeship in the Fifty-fourth Judicial Circuit and additional Family Court judgeships in the Fourth Judicial Circuit, the Ninth Judicial Circuit, the Fourteenth Judicial Circuit, the Thirty-ninth Judicial Circuit, the Forty-ninth Judicial Circuit, and the Fifty-seventh Judicial Circuit."

CONFERENCE REPORT

The Conference concurs with the Senate with the following changes:

The Conference amends the following language provisions:

"Circuit Court Judgeships: Included in the above General Fund appropriation is funding in fiscal year 2006-2007 and fiscal year 2007-2008 to support eight Circuit Court judgeships authorized by the 2005 General Assembly. Included in the above General Fund

**Fiscal Biennium 2006-2008
Budget Modification Report**

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Court Operations and Administration

appropriation is funding in fiscal year 2006-2007 and fiscal year 2007-2008 for additional Circuit Court judgeships in the Fourth Judicial Circuit, the Ninth Judicial Circuit, the Fourteenth Judicial Circuit, the Thirty-ninth Judicial Circuit, the Forty-ninth Judicial Circuit, Fifty-fourth Judicial Circuit, and the Fifty-seventh Judicial Circuit."

"District Court Judgeships: Included in the above General Fund appropriation is funding in fiscal year 2006-2007 and fiscal year 2007-2008 for an additional District Court judgeship in the Twenty-fifth Judicial District. Also included in the above General Fund appropriation is in fiscal year 2006-2007 and fiscal year 2007-2008 for an additional District Court judgeship in the Eighth Judicial District."

CONFERENCE BUDGET REPORT - 2006 REGULAR SESSION OF THE GENERAL ASSEMBLY

X - Judicial Branch

Operating Budget

Local Facilities Fund

			Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
			House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
3	CONT	Local Facilities Fund									
ABR025B0006	Increase scope of Pendleton County Courthouse. Provide additional operating, use allowance, and non-recurring furniture and equipment costs.										
General Fund									834,900		
Project Total									834,900		
4	CONT	Fayette County Courthouses									
ABR025B0008	Fayette County Courthouse										
General Fund						300,000	300,000	300,000			
Project Total						300,000	300,000	300,000			
TOTAL ADDITIONAL						800,000	800,000	800,000	1,867,900	1,033,000	1,033,000

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Local Facilities Fund

BRANCH BUDGET

The Judicial Branch Budget Bill continues services and statutory programs of the Judicial Branch of the government of the Commonwealth of Kentucky, including the Supreme Court, Court of Appeals, Circuit Court, Family Court, District Court, Administrative Office of the Courts, Judicial Retirement, Local Facilities Fund, Local Facilities Use Allowance Contingency Fund, and for services performed by the circuit clerk's offices. The recommendation includes funding to provide a five percent salary increment to all employees, a retirement contribution of 7.3% in fiscal year 2006-2007 and 8.1% in fiscal year 2007-2008, and increases in health insurance rates, as required by the health care plan.

The Judicial Branch Budget Bill, Part I, Operating Budget includes language provisions that direct:

"Local Court Facility Compensation: Included in the above appropriation are moneys to compensate local units of government for providing court space and for costs incurred in the development of local court facilities as defined in KRS Chapter 26A and provided in Part II of this Act, and to perform all other acts required or authorized by KRS Chapter 26A."

"Funds Carry Forward: Notwithstanding KRS 45.229, any unexpended balance remaining at the close of fiscal year 2005-2006 shall not lapse and shall continue into fiscal year 2006-2007, and any unexpended balance remaining at the close of fiscal year 2006-2007 shall not lapse and shall be continued into fiscal year 2007-2008."

"Fayette County Courthouse Use Allowance: The use allowance for the Fayette County Courthouse is contingent upon Short Street in Lexington, Kentucky, remaining open to vehicular traffic."

"Local Facility Project Increase: Included in the above General Fund appropriation is \$834,900 in fiscal year 2007-2008 to support additional operating, use allowance, and nonrecurring furniture and equipment costs for the Pendleton County facility project as authorized in Part II of this Act."

Included in the General Fund support for the Local Facilities Fund is \$21,514,200 in fiscal year 2007-2008 for fifteen court projects and three pool court projects that were authorized in the 2005 Session of the General Assembly. Funding levels for use allowance payments are based on occupancy date and include the amount required for the operating and use allowance payments as well as non-recurring expenditures for furniture and equipment. Use allowance is based on a county debt service interest rate of 6.25% and a county bond term of 20 years.

**Fiscal Biennium 2006-2008
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Local Facilities Fund

The Judicial Branch Budget Bill, Part II, Capital Projects includes the following language provisions:

"Authorized Local Facilities Projects and Deferred Use Allowance

			Maximum	
			Annualized	
Rank	Project	Project Scope	Use Allowance	Total Funds
001.	Campbell	29,284,000	2,621,000	4,886,000
002.	Wolfe	11,395,000	1,020,000	1,772,000
003.	Todd	9,537,000	854,000	1,469,000
004.	Garrard	11,598,000	1,038,000	1,793,000
005.	Franklin	29,114,000	2,606,000	4,701,000
006.	Hancock	11,715,000	1,049,000	1,793,000
007.	Mercer	11,963,000	1,071,000	1,929,000
008.	Russell	11,720,000	1,049,000	1,813,000
009.	Hopkins	20,492,000	1,834,000	3,305,000
010.	Owen	11,471,000	1,027,000	1,791,000
011.	Breckinridge	11,481,000	1,027,600	1,756,000
012.	Fleming	11,536,000	1,033,000	1,778,000

**Fiscal Biennium 2006-2008
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Local Facilities Fund

013.	Whitley	18,901,000	1,692,000	2,953,000
014.	Monroe	11,207,000	1,003,000	1,710,000
015.	Rowan	13,044,000	1,168,000	2,024,000
016.	Pike	28,413,000	2,545,000	4,606,000"

"Deferred Funding: General Fund support to provide operating support totaling \$4,724,300, annualized use allowance payments totaling \$22,637,600, and non-recurring furniture and equipment costs totaling \$14,929,000, less offsetting payments made for existing facilities totaling \$2,211,600, for the above local facilities projects is deferred to the 2008-2010 fiscal biennium pending action of the 2008 General Assembly."

"Local Facility Project – Additional Scope

a.	Pendleton – Additional Scope	6,010,100	-0-"
----	------------------------------	-----------	------

"Local Facilities Projects - Authorized: Nothing in this Act shall reduce the funding of court facility projects authorized by the General Assembly"

HOUSE REPORT

The House concurs with the Branch Report with the following changes.

The House reduces General Fund support totaling \$2,090,000 in fiscal year 2006-2007 and totaling \$4,274,500 in fiscal year 2007-2008 for Local Facilities.

The House provides for pay increases for Local Facilities staff as specified in the Court Operations and Administration budget unit.

The House provides for retirement contributions of 7.75% in fiscal year 2005-2006 and 8.5% in fiscal year 2007-2008.

**Fiscal Biennium 2006-2008
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Local Facilities Fund

The House adds a project to the authorized court facility list. It is Marion County with a project scope of \$11,781,000, use allowance of \$1,055,000, and total funds of \$1,821,000.

The House amends the Judicial Branch Budget Bill, Part I, Operating Budget to include the following language provisions.

"Fayette County Courthouses: Included in the above General Fund appropriation is \$300,000 in fiscal year 2006-2007 for improvements to the 14 client interview areas in the Fayette County Courthouses."

"Deferred Funding: General Fund support to provide operating support totaling \$4,927,300, annualized use allowance payments totaling \$23,692,600, and non-recurring furniture and equipment costs totaling \$15,560,000, less offsetting payments made for existing facilities totaling \$2,279,600, for the above local facilities projects is deferred to the 2008-2010 fiscal biennium pending action of the 2008 General Assembly."

SENATE REPORT

The Senate concurs with the House with the following changes.

All sixteen court facility projects listed above in the Branch Budget and the seventeenth project added in the House Report are deleted from the Judicial Branch Budget Bill, and are included in the State/Executive Branch Budget Bill.

Authorization for the increase in scope of the Pendleton County Court Facility project is deleted from the Judicial Branch Budget Bill, and is included in the State/Executive Branch Budget Bill with an increase from \$6,010,100 to \$8,010,100.

The Senate defers funding for the Pendleton County Courthouse operating, use allowance and furnishings until the 2008-2010 biennium.

The Senate amends the Judicial Branch Budget Bill, Part I, Operating Budget to delete the following language provisions.

"Fayette County Courthouses: Included in the above General Fund appropriation is \$300,000 in fiscal year 2006-2007 for improvements to the 14 client interview areas in the Fayette County Courthouses."

**Fiscal Biennium 2006-2008
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Local Facilities Fund

"Deferred Funding: General Fund support to provide operating support totaling \$4,927,300, annualized use allowance payments totaling \$23,692,600, and non-recurring furniture and equipment costs totaling \$15,560,000, less offsetting payments made for existing facilities totaling \$2,279,600, for the above local facilities projects is deferred to the 2008-2010 fiscal biennium pending action of the 2008 General Assembly."

"Local Facility Project Increase: Included in the above General Fund appropriation is \$834,900 in fiscal year 2007-2008 to support additional operating, use allowance, and nonrecurring furniture and equipment costs for the Pendleton County facility project as authorized in Part II of this Act."

"Fayette County Courthouse Use Allowance: The use allowance for the Fayette County Courthouse is contingent upon Short Street in Lexington, Kentucky, remaining open to vehicular traffic."

CONFERENCE REPORT

The Conference concurs with the Senate with the following changes:

The Conference adds the following language provisions:

"Fayette County Courthouses: Included in the above General Fund appropriation is \$300,000 in fiscal year 2006-2007 for improvements to the 14 client interview areas in the Fayette County Courthouses."

"Fayette County Courthouses Use Allowance: The use allowance for the Fayette County Courthouses is contingent upon Short Street in Lexington, Kentucky, remaining open to vehicular traffic."

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X - Judicial Branch**Capital Budget****Local Facilities Fund**

Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget

I. CAPITAL PROJECT RECAP BY FUND SOURCE

General Fund

Other Funds

TOTAL CAPITAL**II. CAPITAL PROJECTS****1 Construct Judicial Center in Campbell County - Project Scope \$29,284,000**

PRJ025B1325

Other Funds

Project Total**2 Construct Judicial Center in Wolfe County - Project Scope \$11,395,000**

PRJ025B1324

Other Funds

Project Total**3 Construct Judicial Center in Todd County - Project Scope \$9,537,000**

PRJ025B1331

Other Funds

Project Total**4 Construct Judicial Center in Garrard County - Project Scope \$11,598,000**

PRJ025B1328

Other Funds

Project Total**5 Construct Judicial Center in Franklin County - Project Scope \$29,114,000**

PRJ025B1327

Other Funds

Project Total**6 Construct Judicial Center in Hancock County - Project Scope \$11,715,000**

PRJ025B1329

Other Funds

Project Total

Capital Budget

			Fiscal Year 2005-2006	Fiscal Year 2006-2007			Fiscal Year 2007-2008				
			House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
7	Construct Judicial Center in Mercer County - Project Scope	\$11,963,000									
PRJ025B1330											
Other Funds											
Project Total											
8	Construct Judicial Center in Russell County - Project Scope	\$11,720,000									
PRJ025B1336											
Other Funds											
Project Total											
9	Construct Judicial Center in Hopkins County - Project Scope	\$20,492,000									
PRJ025B2580											
Other Funds											
Project Total											
10	Construct Judicial Center in Owen County - Project Scope	\$11,471,000									
PRJ025B1333											
Other Funds											
Project Total											
11	Construct Judicial Center in Breckinridge County - Project Scope	\$11,481,000									
PRJ025B1332											
Other Funds											
Project Total											
12	Construct Judicial Center in Fleming County - Project Scope	\$11,536,000									
PRJ025B1326											
Other Funds											
Project Total											
13	Construct Judicial Center in Whitley County- Project Scope	\$18,901,000									
PRJ025B1334											
Other Funds											
Project Total											
14	Construct Judicial Center in Monroe County - Project Scope	\$11,207,000									
PRJ025B1323											
Other Funds											
Project Total											

X - Judicial Branch

Capital Budget

Local Facilities Fund

Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
15	Construct Judicial Center in Rowan County - Project Scope		\$13,044,000					
PRJ025B2581								
Other Funds								
Project Total								
16	Construct Judicial Center in Pike County - Project Scope		\$28,413,000					
PRJ025B1335								
Other Funds								
Project Total								
17	Lease - Admin. Office of the Courts/Central Office							
PRJ025B2582								
General Fund								
Project Total								
18	Lease - Court of Appeals/Central Office							
PRJ025B2584								
General Fund								
Project Total								
19	Lease - Jefferson County Courts Parking							
PRJ025B2583								
General Fund								
Project Total								
20	Construct Judicial Center in Pendleton County - Scope Increase		\$8,010,100					
PRJ025B2586								
Other Funds								
Project Total								
21	Construct Judicial Center in Marion County - Project Scope		\$11,781,000					
PRJ025B2588								
Other Funds								
Project Total								
TOTAL CAPITAL								

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CONFERENCE BUDGET REPORT - 2006 REGULAR SESSION OF THE GENERAL ASSEMBLY

X - Judicial Branch

Operating Budget

Use Allowance Contingency Fund

Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget

I. APPROPRIATIONS SUMMARY BY FUND SOURCE

General Fund

Regular Total Funds

Use of Continuing	89,100	89,100	89,100
TOTAL FUNDS	89,100	89,100	89,100

II. EXPENDITURE CATEGORY

Operating Expenses	89,100	89,100	89,100
TOTAL EXPENDITURES	89,100	89,100	89,100

III. BASE LEVEL BUDGET BY FUND SOURCE

General Fund

Regular Total Funds

Use of Continuing	89,100	89,100	89,100
TOTAL BASE LEVEL	89,100	89,100	89,100

**Fiscal Biennium 2006-2008
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Local Facilities Use Allowance Contingency Fund

BRANCH BUDGET

The Judicial Branch Budget Bill continues services and statutory programs of the Judicial Branch of the government of the Commonwealth of Kentucky, including the Supreme Court, Court of Appeals, Circuit Court, Family Court, District Court, Administrative Office of the Courts, Judicial Retirement, Local Facilities Fund, Local Facilities Use Allowance Contingency Fund, and for services performed by the circuit clerks' offices.

The Judicial Branch Budget Bill, Part I, Operating Budget includes a language provision that directs:

"Funds Carry Forward: Notwithstanding KRS 45.229, any unexpended balance remaining at the close of fiscal year 2005-2006 shall not lapse and shall continue into fiscal year 2006-2007, and any unexpended balance remaining at the close of fiscal year 2006-2007 shall not lapse and shall be continued into fiscal year 2007-2008 to provide for cost overruns in authorized court facilities projects not to exceed 15 percent of the use allowance in accordance with KRS Chapter 26A."

The Judicial Branch Budget Bill, Part II, Capital Budget includes the following provision:

"Local Facilities Use Allowance Contingency Fund: For any court facility project which is occupied and use allowance funding is insufficient, the use allowance payments shall be approved from the Local Facilities Use Allowance Contingency Fund. If funds are not available in the Local Facilities Use Allowance Contingency Fund, the use allowance payments shall be deemed a necessary governmental expense (General Fund Surplus Account, KRS 48.700)."

HOUSE REPORT

The House concurs with the Branch.

SENATE REPORT

The Senate concurs with the House.

CONFERENCE REPORT

The Conference concurs with the House and Senate.

CONFERENCE BUDGET REPORT - 2006 REGULAR SESSION OF THE GENERAL ASSEMBLY

X - Judicial Branch**Operating Budget****Judicial Form Retirement System**

	Fiscal Year 2005-2006			Fiscal Year 2006-2007			Fiscal Year 2007-2008		
	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget	House Budget	Senate Budget	Conference Budget
I. APPROPRIATIONS SUMMARY BY FUND SOURCE									
General Fund	2,303,300	2,303,300	2,303,300	3,247,500	3,247,500	3,247,500	3,255,200	3,255,200	3,255,200
Regular Total Funds	2,303,300	2,303,300	2,303,300	3,247,500	3,247,500	3,247,500	3,255,200	3,255,200	3,255,200
Use of Continuing									
TOTAL FUNDS	2,303,300	2,303,300	2,303,300	3,247,500	3,247,500	3,247,500	3,255,200	3,255,200	3,255,200
II. EXPENDITURE CATEGORY									
Personnel Costs	390,800	390,800	390,800	412,300	412,300	412,300	420,000	420,000	420,000
Operating Expenses	1,912,500	1,912,500	1,912,500	2,835,200	2,835,200	2,835,200	2,835,200	2,835,200	2,835,200
TOTAL EXPENDITURES	2,303,300	2,303,300	2,303,300	3,247,500	3,247,500	3,247,500	3,255,200	3,255,200	3,255,200
III. BASE LEVEL BUDGET BY FUND SOURCE									
General Fund	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300
Regular Total Funds	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300
Use of Continuing									
TOTAL BASE LEVEL	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300	2,303,300
IV. ADDITIONAL BUDGET RECAP BY FUND SOURCE									
General Fund				944,200	944,200	944,200	951,900	951,900	951,900
TOTAL ADDITIONAL				944,200	944,200	944,200	951,900	951,900	951,900
V. ADDITIONAL BUDGET ITEMS									
1 DC Defined Calculation									
ABR020DC0001	Provide funds for a 5% salary increment and increase in benefits cost for the Executive Director, and increase the state contribution to the retirement system.								
General Fund				944,200	944,200	944,200	951,900	951,900	951,900
Project Total				944,200	944,200	944,200	951,900	951,900	951,900
TOTAL ADDITIONAL				944,200	944,200	944,200	951,900	951,900	951,900

**Fiscal Biennium 2006-2008
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Judicial Form Retirement System

BRANCH BUDGET

The Judicial Branch Budget Bill continues services and statutory programs of the Judicial Branch of the government of the Commonwealth of Kentucky, including the Supreme Court, Court of Appeals, Circuit Court, Family Court, District Court, Administrative Office of the Courts, Judicial Retirement, Local Facilities Fund, Local Facilities Use Allowance Contingency Fund, and for services performed by the circuit clerk's offices. The recommendation includes funding to provide a five percent salary increment to all employees, a retirement contribution based on the actuarial cost, and increases in health insurance rates, as required by the health care plan.

The Judicial Branch Budget Bill, Part I, Operating Budget includes a language provision that directs:

"Judicial Retirement Benefits: General Fund amounts are included to provide actuarial assessed judicial retirement benefits, pursuant to KRS 21.345 to 21.580."

HOUSE REPORT

The House concurs with the Branch.

SENATE REPORT

The Senate concurs with the House.

CONFERENCE REPORT

The Conference concurs with the House and Senate.

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Judicial Part III - General Provisions

BRANCH BUDGET

The Judicial Branch Budget Bill, Part III, General Provisions, includes the following directives:

"Expenditure Authority: The Director of the Administrative Office of the Courts, with the approval of the Chief Justice, may expend any of the funds appropriated for the court operation and administration in any lawful manner and for any legal purpose that the Chief Justice shall authorize or direct. No executive agency of state government shall have the power to restrict or limit the expenditure of funds appropriated to the Judicial Branch of government.

Permissible Obligations Against General Fund Appropriations: The Court of Justice shall not incur any obligation for any program against the General Fund appropriations contained in this Act unless that program may be reasonably determined to have been contemplated by the proposed judicial budget, as modified and enacted, and supported by the statutory budget memorandum and other pertinent records.

Severability of Budget Provisions: Appropriation items and sums in this Act conform to KRS 48.311. If any section, any subsection, or any provisions thereof shall be invalid or unconstitutional, the decision of the courts shall not affect or impair any of the remaining sections, subsections, or provisions.

Duplicate Appropriations: Any appropriation item and sum in this Act and in an appropriation provision in another Act of the 2006 General Assembly which constitutes a duplicate appropriation shall be governed by KRS 48.312.

Priority of Individual Appropriations: KRS 48.313 shall control when a total or subtotal figure in this Act conflicts with the sum of the appropriations of which it consists.

Carry Forward of Restricted and Federal Funds: Notwithstanding KRS 45.229, any unexpended balance remaining in the Court's Restricted Funds accounts or Federal Funds accounts at the close of the fiscal years ending June 30, 2006, and June 30, 2007, shall not lapse and shall continue into the next fiscal year.

Final Budget Document: The Chief Justice shall cause the Director of the Administrative Office of the Courts to prepare a final budget document reflecting the 2006-2008 biennial budget of the Court of Justice. A copy shall be provided to the Legislative Research Commission and an informational copy shall be furnished to the Finance and Administration Cabinet within 60 days of the adjournment of the 2006 Regular Session of the General Assembly.

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Judicial Part III - General Provisions

Transferability of Funds: The Chief Justice of the Commonwealth of Kentucky shall have the ability to transfer funds to other programs and budget units within the Judicial Branch. Any funds transferred to other budget units within the Judicial Branch may be used to support any activity, program, or operation of the budget unit or program receiving the respective funds.

KLEO Continuation Funding: Funding for the Kentucky Legal Education Opportunities (KLEO) Program has been continued during fiscal years 2006-2007 and 2007-2008.

Appropriations Revisions: Proposed revisions to Restricted Funds and Federal Funds appropriations in this Act shall be made and reported pursuant to KRS 48.630(10). The Director of the Administrative Office of the Courts shall notify on a timely basis the Legislative Research Commission of the most current estimates of anticipated receipts for the affected fiscal year and an accompanying statement which explains such variations from the anticipated amount."

HOUSE REPORT

The House concurs with the Branch with the following changes:

The House amends the Judicial Branch Budget Bill, Part III, General Provisions to include the following language provisions.

"KLEO Continuation Funding: Funding for the Kentucky Legal Education Opportunities (KLEO) Program has been continued during fiscal years 2006-2007 and 2007-2008 at the current level of \$250,000 each year"

"Judicial Retirement: To achieve consistency with the Kentucky Court of Justice Personnel Policy Section 6.03(2), with respect to nonelected employees, the compensation payable to any Justice or Judge receiving retirement benefits from the Judicial Retirement Plan on account of prior judicial service shall be fixed at an amount whereby his or her total salary and retirement benefits shall not exceed the salary fixed for the judicial office held."

SENATE REPORT

The Senate concurs with the House with the following changes:

The Senate deletes the following language provision:

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Judicial Part III - General Provisions

"KLEO Continuation Funding: Funding for the Kentucky Legal Education Opportunities (KLEO) Program has been continued during fiscal years 2006-2007 and 2007-2008 at the current level of \$250,000 each year"

CONFERENCE REPORT

The Conference concurs with the Senate with the following changes:

The Conference adds the language provision as follows:

General Fund Expenditure Reductions through Efficiencies: The Chief Justice shall reduce General Fund expenditures appropriated in this Act by \$2,500,000 in fiscal year 2006-2007 and by \$2,500,000 in fiscal year 2007-2008 by reducing waste, fraud, and abuse, and by creating additional savings through increased efficiencies."

The Senate Conference amends the following language provision as follows:

"Judicial Retirement: To achieve consistency with the Kentucky Court of Justice Personnel Policy Section 6.03(2), with respect to nonelected employees, the compensation payable to any Justice or Judge, elected after January 1, 2007, receiving retirement benefits from the Judicial Retirement Plan on account of prior judicial service shall be fixed at an amount whereby his or her total salary and retirement benefits shall not exceed the salary fixed for the judicial office held."

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Budget Modification Report

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Judicial Part IV - Budget Reduction or Surplus Expenditure Plan

BRANCH BUDGET

The Judicial Branch Budget Bill, Part IV, Budget Reduction or Surplus Expenditure Plan, includes the following directive:

The Judicial Branch shall participate in any Budget Reduction Plan or Surplus Expenditure Plan in accordance with the provisions of KRS Chapter 48.

HOUSE REPORT

The House concurs with the Branch.

SENATE REPORT

The Senate concurs with the House.

CONFERENCE REPORT

The Conference concurs with the House and Senate.

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Judicial Part V - Judicial District and Circuits

BRANCH REPORT

The Branch did not include a Part V, Judicial Districts and Circuits.

HOUSE REPORT

The House did not include a Part V, Judicial Districts and Circuits.

SENATE REPORT

The Senate added Part V, Judicial Districts and Circuits as codified language as follows:

Section 1. KRS 23A.040, effective July 15, 2006, is amended to read as follows:

The following judicial circuits are entitled to two (2) judges and shall have two (2) numbered divisions of the Circuit Court:

- (1) **Fourth Judicial Circuit.**
- (2) Fifth Judicial Circuit.
- ~~(3) [(2)] Sixth Judicial Circuit.~~
- ~~(4) [(3)] Tenth Judicial Circuit.~~
- ~~(5) [(4)] Eleventh Judicial Circuit.~~
- ~~(6) [(5)] Twelfth Judicial Circuit.~~
- ~~(7) [(6)] Thirteenth Judicial Circuit.~~
- ~~[(7) — Fourteenth Judicial Circuit.]~~
- (8) Eighteenth Judicial Circuit.
- (9) Twentieth Judicial Circuit.
- (10) Twenty-first Judicial Circuit.
- (11) Twenty-fourth Judicial Circuit.
- (12) Thirty-second Judicial Circuit.
- (13) Thirty-fourth Judicial Circuit.
- (14) Thirty-seventh Judicial Circuit.
- (15) Thirty-eighth Judicial Circuit.
- (16) **Thirty-ninth Judicial Circuit.**
- ~~(17)~~ Forty-first Judicial Circuit.
- ~~(18) [(17)]~~ Forty-second Judicial Circuit.

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Judicial Part V - Judicial District and Circuits

~~(19)~~~~[(18)]~~ Forty-third Judicial Circuit.

~~(20)~~~~[(19)]~~ Forty-sixth Judicial Circuit.

(21) Forty-ninth Judicial Circuit.

~~(22)~~~~[(20)]~~ Fiftieth Judicial Circuit.

~~(23)~~~~[(21)]~~ Fifty-first Judicial Circuit.

~~(24)~~~~[(22)]~~ Fifty-third Judicial Circuit.

~~[(23) Fifty-fourth Judicial Circuit.]~~

~~(25)~~~~[(24)]~~ Fifty-fifth Judicial Circuit.

(26) Fifty-seventh Judicial Circuit.

Section 2. KRS 23A.045, effective July 15, 2006, is amended to read as follows:

The following judicial circuits are entitled to three (3) Circuit Judges and shall have three (3) numbered divisions of the Circuit Court:

- (1) Second Judicial Circuit.
- (2) Third Judicial Circuit.
- (3) **Fourteenth**~~[(Ninth)]~~ Judicial Circuit.
- (4) Seventeenth Judicial Circuit.
- (5) Twenty-seventh Judicial Circuit.
- (6) Twenty-eighth Judicial Circuit.
- (7) Thirty-first Judicial Circuit.
- (8) Thirty-fifth Judicial Circuit.
- (9) Forty-eighth Judicial Circuit.

(10) Fifty-fourth Judicial Circuit.

Section 3. KRS 23A.050, effective July 15, 2006, is amended to read as follows:

The following judicial circuits are entitled to four (4) judges and shall have four (4) numbered divisions of the Circuit Court:

- (1) Eighth Judicial Circuit.
- (2) **Ninth Judicial Circuit.**
- (3) Sixteenth Judicial Circuit.
- ~~(4)~~~~[(3)]~~ Twenty-fifth Judicial Circuit.

Section 4. KRS 24A.050, effective January 1, 2007, is amended to read as follows:

The following judicial districts are entitled to two (2) District Judges and shall have two (2) numbered divisions of the District Court:

- (1) Second Judicial District.
- (2) Third Judicial District.

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- (3) Fourth Judicial District.
- ~~(4) Eighth Judicial District.~~
- ~~(5) Ninth Judicial District.~~
- ~~(5) Eleventh Judicial District.~~
- ~~(6) Twelfth Judicial District.~~
- ~~(7) Thirteenth Judicial District.~~
- ~~(8) Fourteenth Judicial District.~~
- ~~(9) Fifteenth Judicial District.~~
- ~~(10) Seventeenth Judicial District.~~
- ~~(11) Twenty-first Judicial District.~~
- ~~(12) Twenty-fourth Judicial District.~~
- ~~(13) Twenty-fifth Judicial District.~~
- ~~(15) Twenty-seventh Judicial District.~~
- ~~(14) Twenty-eighth Judicial District.~~
- ~~(15) Thirty-first Judicial District.~~
- ~~(16) Thirty-second Judicial District.~~
- ~~(17) Thirty-fourth Judicial District.~~
- ~~(18) Thirty-fifth Judicial District.~~
- ~~(19) Thirty-eighth Judicial District.~~
- ~~(20) Fortieth Judicial District.~~
- ~~(21) Forty-first Judicial District.~~
- ~~(22) Forty-sixth Judicial District.~~
- ~~(23) Forty-eighth Judicial District.~~
- ~~(24) Fifty-first Judicial District.~~
- ~~(25) Fifty-third Judicial District.~~
- ~~(26) Fifty-fourth Judicial District.~~
- ~~(27) Fifty-fifth Judicial District.~~
- ~~(28) Fifty-sixth Judicial District.~~

Section 5. KRS 24A.060, effective January 1, 2007, is amended to read as follows:

The following judicial district are entitled to three (3) District Judges and shall have three (3) numbered divisions of the District Court:

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(1) *Sixth Judicial District.*

(2) *Eighth Judicial District.*

(3) *Twenty-fifth Judicial District* ~~[The Sixth Judicial District is entitled to three (3) District Judges and shall have three (3) numbered divisions of the District Court].~~

Section 6. The new judgeships created by Sections 1 to 5 of this Part shall become effective January 1, 2007, and an election to fill each new judgeship shall be placed on the ballot for the general election held in November, 2006. Notwithstanding KRS 118A.060(2), a candidate for a judgeship created by Sections 1 to 5 of this Part may file a petition for nomination during the time period beginning on the effective date of this Act and ending at 4 p.m. local time at the place of filing on August 8, 2006. KRS Chapter 118A notwithstanding, all candidates for a judgeship created by Sections 1 to 5 of this Part who file a valid petition for nomination shall be placed on the ballot.

CONFERENCE REPORT

The Conference concurs with the Senate.